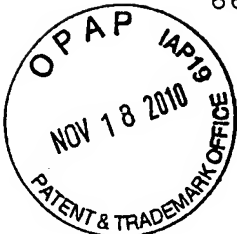


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"PATENT APPLICATION"

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Before the Board of Patent Appeals and Interferences

In re Application of

MAURO GELLI ET AL

APPEAL No.

U.S. Serial No. 10/566,629

Group Art Unit 1791

Filed: March 9, 2006

B. Musser, Examiner

METHOD AND DEVICE TO PRODUCE AN
EMBOSSED AND PRINTED PRODUCT AND
PRODUCT THEREBY OBTAINED

Alexandria, Virginia
November 18, 2010

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

RESPONSE TO NOTIFICATION OF
NON-COMPLIANT APPEAL BRIEF

Dear Sir:

A Notification of Non-Compliant Appeal Brief
mailed November 9, 2010 states that the Appeal Brief filed
October 18, 2010 has the following deficiencies:

- (1) the "status of amendments" is missing a
statement as to whether or not the amendment
dated September 21, 2009 has been entered by
the Examiner; and
- (2) the "claims appendix" contains markings for
the amendment dated September 21, 2009 and
the Examiner indicated that the amendment was
not entered.

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Applicants submit that the "Status Of Amendments" and the claims in the "claims appendix" in the appeal brief filed October 18, 2010 are accurate.

The present appeal is from the non-final office action mailed December 17, 2009 which was issued following applicants' filing on October 19, 2009 of a request for continued examination (RCE) which requested entry and consideration of the amendment filed September 21, 2009. Accordingly, the September 21, 2009 amendment was entered and considered by the Examiner as shown in the December 17, 2009 office action. Thus, no matters are outstanding based on the final office action of May 19, 2009.

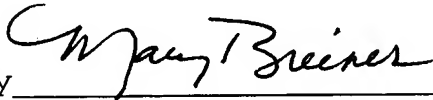
As to the "Status of Amendments" section, however, in view of the Notification mailed November 9, 2010 applicants have amended the "Status Of Amendments" section of the appeal brief to clarify the status of the amendment dated September 21, 2009. The amended "Status Of Amendments" section is attached hereto if such is still considered necessary.

Further, as set forth above, the claims in the "claims appendix" as filed are correct. The amendment dated September 21, 2009 was entered with the RCE filed October 19, 2009. Accordingly, no correction to the claims appendix is needed.

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Favorable consideration of applicants' appeal
brief is requested.

Respectfully submitted,
MAURO GELLI ET AL

By 

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Attachment - Amended "Status Of Amendments"

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Status Of Amendments

A final official action was mailed May 19, 2009. In response thereto, applicants filed an amendment after final rejection on September 21, 2009. Thereafter, an advisory action was mailed October 13, 2009 wherein the Examiner stated that the amendment filed September 21, 2009 would not be entered since the proposed amendments raised new issues that would require further consideration and/or search. Applicants filed a request for continued examination on October 19, 2009 which requested entry of the amendment filed September 21, 2009. Thereafter, a non-final official action was mailed December 17, 2009 rejecting all claims 44-45, 51-62, 64 and 91. A notice of appeal was filed June 17, 2010 in response to the continued rejection of the claims. No other response was filed to the non-final official action mailed December 17, 2009.